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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 Sixth Avenue
Seattle, Washington 98101

Reply To
Attn Of: HW-113

DEC 17 1993

Judy Johnson
c/o Ron Oline
3819 Taylor Way
Tacoma, Washington 98422

Re: Commencement Bay Nearshore/Tideflats Superfund Site,
Tacoma, Washington; Hylebos Waterway

Dear Sir:

The purpose of this letter is to alert you to an important and still outstanding issue regarding the enclosed notification and request for information sent to you via certified mail by the U.S. Environmental Protection Agency (EPA) on June 21, 1993. The enclosure was returned to EPA stamped "unclaimed," therefore, we are sending it again by regular mail. Your attention to this matter is required.

The enclosed Special Notice Letter provided formal notification of a negotiation moratorium. This moratorium has now passed, and an Administrative Order on Consent has been signed with six parties organized as the Hylebos Cleanup Committee (HCC). Under the Order, the HCC will begin sampling activities in the Hylebos Waterway.

Additionally, the enclosed letter includes a request for environmental information not previously provided by you or your company. This request is being made under the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9604(e). As stated in the enclosed request, compliance with this information request is mandatory. **Your obligation to answer each question is outstanding and is independent of your potential liability under CERCLA.** Because your failure to respond may result in penalties and legal proceedings, you should submit a response to EPA as soon as possible. Your written response should be sent to: Allison Hiltner, U.S. Environmental Protection Agency, Mail Stop HW-113, 1200 Sixth Avenue, Seattle, Washington 98101.

For your general information, in addition to work under the Order, EPA is encouraging the HCC, a self-identified group of minor potentially responsible parties (PRPs), and other PRPs associated with the Hylebos Waterway to discuss allocating liability amongst each other and reaching agreement by which all PRPs can participate in funding work at the Hylebos Waterway. If

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you wish to obtain more information about the activities of and participation in such discussions, you can contact Norman Webb, Chairman of the HCC, at (503) 227-4313 or Greg Jacoby of the minor PRP group, at (206) 838-2860.

Thank you for your prompt attention to this matter. Please call me at (206) 553-2140 if you have questions, or Lori L. Houck, Assistant Regional Counsel, at (206) 553-1115 to discuss legal issues.

Sincerely,


Allison Hiltner
Remedial Project Manager

Enclosure



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

1200 Sixth Avenue
Seattle, Washington 98101

June 21, 1993

Reply to
Attn of: HW-113

SPECIAL NOTICE LETTER FOR REMEDIAL DESIGN
CERCLA §104(e) REQUEST FOR INFORMATION
URGENT LEGAL MATTER -- PROMPT REPLY NECESSARY
CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Judy Johnson
c/o Ron Oline
3819 Taylor Way
Tacoma, WA 98421

Re: Commencement Bay Nearshore/Tideflats Superfund Site;
Remedial Design for Mouth and Head of Hylebos Waterway
Problem Areas

Dear Madam:

The purpose of this special notice letter is to formally notify you that the U.S. Environmental Protection Agency (EPA) has identified you as a potentially responsible party (PRP) at the Commencement Bay Nearshore/Tideflats (CB/NT) Superfund site in Tacoma, Washington. As defined by Section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended (CERCLA, commonly referred to as "Superfund"), 42 U.S.C. Section 9607(a), PRPs may be held liable for response costs incurred at the site, including those related to investigations, planning, studies and cleanup.

In addition to notifying you of potential liability, this letter serves four basic functions. First, this letter notifies you that a 60-day period of formal negotiations with EPA for performance of remedial design activities for sediment cleanup at the Mouth and Head of Hylebos Waterway problem areas will begin on the effective date noted in this letter. Second, it contains a formal demand for reimbursement of costs that have been incurred, and that are expected to be incurred, including interest accrued on past and future costs, in response to the health and environmental concerns at the CB/NT site. Third, this letter serves as a request for information under Section 104(e) of CERCLA, for environmental information not previously provided by you or your company. Finally, this letter offers you an opportunity for meaningful participation in the ongoing process to select and implement a remedy for the Hylebos Waterway.

NOTICE OF POTENTIAL LIABILITY

The Record of Decision (ROD) for the CB/NT site, issued on September 30, 1989, and the Remedial Investigation/Feasibility Study (RI/FS) on which it was based, documented the release or threat of release of hazardous substances at the site. The Mouth and Head of Hylebos Waterway problem areas are two of the eight contaminated problem areas within the CB/NT site identified for sediment remediation and cleanup in the ROD. EPA has spent, and is considering spending, public funds on actions to further investigate and control such releases or threatened releases at the CB/NT site. Unless EPA reaches an agreement under which a potentially liable party or parties will properly perform or finance such actions, EPA may perform these actions pursuant to Section 104 of CERCLA.

Under Sections 106(a) and 107(a) of CERCLA, 42 U.S.C. Sections 9606(a) and 9607(a), Section 7003 of the Resource Conservation and Recovery Act, 42 U.S.C. Section 6973, as amended (RCRA), and other laws, PRPs may be ordered to perform response actions deemed necessary by EPA to protect the public health, welfare or the environment, and may be liable for all costs incurred by the government in responding to any release or threatened release at the site. Such actions and costs may include, but are not limited to, expenditures for conducting a Remedial Investigation/Feasibility Study (RI/FS), conducting a Remedial Design/Remedial Action (RD/RA), and other investigation, planning, response, oversight, and enforcement activities. In addition, PRPs may be required to pay damages for injury, destruction, or loss of natural resources, including the cost of assessing such damages.

EPA is investigating the identity of additional PRPs at the CB/NT site associated with the Hylebos Waterway in order to notify them of their potential liability for costs related to past and future response actions at the site. Based on information evaluated in connection with this investigation, EPA believes that you are a PRP with respect to the CB/NT site. Under Section 107(a) of CERCLA, 42 U.S.C. 9607(a), PRPs include current and former owners and operators of the site as well as persons who arranged for disposal or treatment of hazardous substances sent to the site, or persons who accepted hazardous substances for transport to the site. By this letter, EPA notifies you of your potential liability with regard to this matter and encourages your involvement at the CB/NT site, particularly with respect to the Hylebos Waterway.

In addition, EPA is hereby providing notice to PRPs of potential natural resource damage claims by the federal, tribal, and state Natural Resource Trustees for the CB/NT site. In accordance with its responsibilities described in Section 104(b)(2) of CERCLA, EPA has notified the Natural Resource

Trustees of potential injuries to natural resources and is coordinating site assessments, investigations, and planning with federal, tribal, and state trustees. The Natural Resource Trustees have indicated their desire to participate in Remedial Design negotiations.

SPECIAL NOTICE AND NEGOTIATION MORATORIUM

EPA has determined that use of the Section 122(e) special notice procedures specified in CERCLA will facilitate a settlement between EPA and PRPs for this site. Accordingly, this letter triggers a 60-day moratorium on certain EPA response activities at the site, starting on July 21, 1993. During this moratorium, the PRPs have the opportunity to negotiate an agreement with EPA whereby the PRPs would perform remedial design (RD) for sediment cleanup at Hylebos Waterway. The 60-day negotiation period ends on September 20, 1993. If EPA receives a good faith offer, as described below, by September 20, 1993, EPA will extend the moratorium period for an additional thirty (30) days, until October 20, 1993. In order for the PRPs to conduct the RD, an agreement between EPA and the PRPs in the form of an Administrative Order on Consent ("Consent Order") must be reached by the end of the moratorium period.

DRAFT CONSENT ORDER AND STATEMENT OF WORK

EPA will provide a draft Consent Order and Statement of Work (SOW) to the PRP's designated steering committee no later than July 21, 1993. The Consent Order will establish the legal basis for conducting the work, describe how the work will proceed and how EPA will approve the remedial design, provide for reimbursement of EPA's oversight costs, and institute measures for the resolution of disputes and the assessment of stipulated penalties. The specific investigation and design work to be accomplished will be described in the SOW, which is an appendix to the Consent Order. The SOW will describe the work to be performed and identify the work plans, reports, and other submissions required for implementation of the design work.

A brief summary of the work which will be required under the Consent Order and SOW is listed below:

- (1) Development of a Pre-Design Work Plan and Remedial Design Work Plan for sediment remediation containing a detailed description of the sampling to be performed and a description of how the RD will be implemented.
- (2) Sediment remedial design sampling and analysis. PRPs must perform all sampling necessary for the remedial design, including, but not limited to:

- o Baseline monitoring to further characterize the Hylebos Waterway problem areas, and to collect information needed for the evaluation of disposal options for sediments requiring remediation.
 - o Determination of volume and characteristics of sediments requiring remediation.
 - o Evaluation of the environmental effects of dredging and disposal by the selected method(s), and characterization of potential disposal and habitat mitigation sites.
 - o Collection of biological and chemical data necessary for the natural resource damage assessment. (Some of this data collection may be performed by the Natural Resource Trustees or their contractors using funding contributed by the PRPs.)
- (3) Development and evaluation of alternatives for sediment remediation consistent with the ROD (i.e., capping in place, aquatic disposal, nearshore disposal, and/or upland disposal), including an analysis of the potential for off-site disposal under a Puget Sound Dredged Disposal Analysis (PSDDA) permit, and the potential for natural recovery.
- (4) Development of Remedial Design plans and specifications, including plans for:
- o Dredging.
 - o Transport and disposal of dredged material.
 - o Disposal facility design.
 - o Habitat mitigation, if necessary.
 - o Long-term monitoring.

GOOD FAITH OFFER

In accordance with negotiation procedures set forth in Section 122 of CERCLA, the PRPs must submit a "good faith offer" to EPA within sixty (60) days after the effective date to demonstrate the PRPs' qualifications and willingness to conduct or finance the RD work. The good faith offer must include the following information:

- (1) An unqualified statement of willingness by the PRPs to conduct the RD which is consistent with EPA's draft Consent Order and SOW;
- (2) A paragraph-by-paragraph response to EPA's draft Consent Order in a red-line format;
- (3) A demonstration of the PRPs' technical capability to carry out the RD, including the identification of the firm(s) that may actually conduct the work or a description of the process the PRPs will use to select the firm(s);
- (4) A demonstration of the PRPs' capability to finance the RD;
- (5) An unqualified statement of willingness by the PRPs to reimburse EPA for costs incurred in overseeing the PRPs' conduct of the RD; and
- (6) The name, address, and phone number of the party or steering committee who will represent the PRPs in negotiations.

PRP STEERING COMMITTEE

EPA strongly recommends that all PRPs meet to select a steering committee responsible for representing the group's interests. Establishing a negotiating group to represent the interests of all PRPs is critical for successful negotiations with EPA. EPA does not have the resources to negotiate with individual persons or companies, nor can the RD work be accomplished in an efficient or timely manner by individual groups or companies. To facilitate formation of a steering committee, a list of the names and addresses of the PRPs receiving this Special Notice Letter is included as Enclosure A.

A group of PRPs has been meeting to discuss the technical requirements of the RD and the terms of an agreement by which several PRPs can participate and fund it. R. Paul Beveridge of Heller, Ehrman, White, and McAuliffe is the designated contact for this group. He can be reached at (206) 447-0900.

Additionally, one of the intended goals of this letter is to facilitate discussion among all PRPs associated with the Hylebos Waterway for purposes of participation in the RD process. EPA recognizes that the PRPs represent a wide range of contribution to sediment contamination in the waterway and a similar range of ability to pay for the RD work. Although this presents a challenging situation, EPA encourages discussion that will lead to a comprehensive settlement for RD and provide for participation by all parties either by conducting or helping pay

for the RD work. It is our understanding that a group of PRPs have been working together to develop an allocation scheme and EPA has therefore not devoted resources to developing an independent allocation scheme at this time.

Despite the complexities presented by the site and the inability to use a simple volumetric ranking for allocating responsibility, EPA believes that agreement among PRPs on a fair allocation scheme is a reasonable expectation. Consequently, EPA is not accepting offers for a de minimis or other minor party settlement for performance of the RD at this time. After RD is completed, negotiation of a consent decree for performance of the remedial action will be initiated. A comprehensive agreement among PRPs on cost sharing at this stage should also expedite the negotiation process for future remedial action.

EFFECTIVE DATE AND GENERAL MEETING

In the interest of allowing additional time for PRPs to organize amongst themselves, the effective date of this letter shall be July 21, 1993. EPA will provide a draft Consent Order and SOW for the Remedial Design, and the 90-day negotiation moratorium will start on the effective date.

On Wednesday, July 7, 1993, at 10:00 am, at the World Trade Center, 3600 Port of Tacoma Road, in Tacoma, EPA will hold a general PRP meeting to discuss general technical and legal issues regarding EPA's negotiation period for an Administrative Order on Consent for Remedial Design and to answer questions.

DEMAND FOR PAYMENT

This letter also serves as a demand for reimbursement of all costs incurred by EPA for response actions at the CB/NT site associated with the Mouth and Head of Hylebos Problem Areas.

In accordance with Section 104 of CERCLA, EPA already has undertaken certain actions and incurred certain costs at the CB/NT site, a portion of which EPA has identified as associated with its response to conditions at the Mouth and Head of Hylebos Problem areas. These response actions include, but are not limited to: conducting an RI/FS, completing a ROD, conducting a search for PRPs, funding a cooperative agreement with the Washington Department of Ecology (Ecology) to carry out source control activities, coordinating with Natural Resource Trustees, and holding public meetings. The cost to date of the response actions performed at the CB/NT site associated with the Mouth and Head of Hylebos Waterway problem areas through EPA funding is approximately \$2,961,000.00. In accordance with Section 107(a) of CERCLA, demand is hereby made for payment of the above amount plus any and all interest recoverable under Section 107 or under any other provisions of law.

As EPA continues to expend costs for response actions at the CB/NT site, you will be liable for these expenditures associated with the Mouth and Head of Hylebos Problem areas, plus interest.

REQUEST FOR INFORMATION

In addition to notifying you of the start of a negotiation moratorium, this letter serves as a request for information under the authority of Section 104(e) of CERCLA. Your response to the requested information must be provided to EPA within thirty (30) calendar days after your receipt of this letter.

You are requested to provide the following information:

- (1) Provide a summary of your knowledge of any release(s) to the environment on any property owned or occupied by you or your company in the vicinity of the Hylebos Waterway, or in the Waterway itself, which either were not previously disclosed or have occurred or been discovered since you responded to EPA's earlier information request.
- (2) Describe all environmental investigations (including investigations of the physical and chemical characteristics of the soil, surface water, sediment, air, and groundwater) conducted by you, a consulting firm on your behalf, or any agency on properties owned or occupied by you or your company in the vicinity of Hylebos Waterway, which were not described in your earlier response to EPA's previous information request. Provide the following information:
 - a. Copies of all investigation reports in your possession, or the location of all such reports that are not in your possession;
 - b. A list of dates upon which all environmental investigations were done or are planned to be done;
 - c. The purpose of each environmental investigation;
 - d. The results of each environmental investigation;
 - e. Any actions taken in response to the environmental investigation; and
 - f. Copies of all sampling data generated as a result of the environmental investigations.

- (3) The name, address, and telephone number of a person whom EPA can contact if we have questions about environmental sampling at your facility.

If such information is voluminous and has been previously provided to EPA or Ecology as part of an ongoing permit or enforcement action, it is not necessary to provide the information again. Instead, inform EPA in your response of the order or permit under which the work is being or has been performed, the person or department within EPA or Ecology to whom the information has previously been sent, and the date (month and year) the information was sent.

Please be aware that compliance with this information request is mandatory. Your legal obligation to respond truthfully to each question within the prescribed period is independent of your potential liability under Section 107 of CERCLA. Failure to respond within thirty (30) days of receipt of this request or to adequately justify failure to respond can result in enforcement action by EPA pursuant to Section 104(e) of CERCLA, which permits EPA to seek the imposition of penalties of up to \$25,000 for each day of continued non-compliance. Please be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. §1001.

This information request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. §3501 et. seq.

You may, if appropriate, assert a confidentiality claim covering part of the information requested pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. §§ 9604(e)(7)(E) and (F), and Section 3007(b) of RCRA, 42 U.S.C. 6927(b), and 40 C.F.R. 2.203(b). However, environmental investigation and characterization, monitoring data and sampling data are not entitled to confidentiality protection.

ADMINISTRATIVE RECORD

Pursuant to CERCLA §113(k), EPA has established an administrative record that contains documents that form the basis of EPA's decision on the selection of a response action for a site. The administrative record files, which contain the documents related to the response action selected for the CB/NT site are available to the public for inspection and comment at several locations, including the following:

Environmental Protection Agency
1200 Sixth Avenue, Seattle

Tacoma

Tacoma Public Library Main Branch
1102 Tacoma Avenue South, Northwest Room

In addition, major agency documents related to the CB/NT site are located in several information repositories, including:

McCormick Regional Branch Library
3722 North 26th

City of Tacoma Environmental Commission
747 Market Street, Suite 345

Tacoma-Pierce County Health Department
3633 Pacific Avenue

Pacific Lutheran University Library
121st and South Park Avenue

**OPPORTUNITY TO COMMENT ON THE SELECTED REMEDY
AND ADMINISTRATIVE RECORD**

Since you learned of your potential liability at this site after the ROD was already signed, this letter notifies you of an opportunity to participate in the ongoing process to select and implement a remedy for the CB/NT site, particularly the Hylebos Waterway. Specifically, within sixty (60) days of receiving this letter, you may submit comments on the documents that form the basis for the ROD, including the proposed plan and alternative plans that were considered. Your comments and factual information may address any area of the CB/NT site covered by the proposed plan, including the Hylebos Waterway. Of most interest to EPA would be comments containing significant information not contained elsewhere in the administrative record file which could not have been submitted during the public comment period and which substantially support the need to significantly alter the response action. In addition, as noted above, you will have later opportunities to comment on the remedial design for the Hylebos Waterway as it is developed. Under the National Contingency Plan (NCP), 40 CFR 300.82(c), EPA is required to consider comments submitted after the close of the public comment period which contain significant information not contained elsewhere in the administrative record, and to place all such significant comments and EPA responses in the administrative record file. EPA will respond to all such significant comments, and place all comments and any responses in the administrative record file. If necessary, based on the new comments and other information in the administrative record, EPA may decide to modify the remedy.

Please note that you must submit any comments on the ROD to EPA within sixty (60) days after receiving this letter. Please address any comments to:

Allison Hiltner
U.S. EPA Region 10 (HW-113)
1200 Sixth Avenue
Seattle, WA 98101

PRP RESPONSE AND EPA CONTACT PERSON

You are encouraged to contact EPA in writing before July 21, 1993, to indicate your willingness to participate in negotiations at this site. You may respond individually or through a steering committee. If EPA does not receive a timely response, EPA will assume you do not wish to participate in negotiations for performance of RD. You may be held liable by EPA under Section 107 of CERCLA for the cost of the response activities performed at the site and for damages to natural resources. This request for a written notice is not the same as EPA's request for a "good faith offer" discussed above.

Your written response to this letter should be sent to:

U. S. Environmental Protection Agency
Allison Hiltner, Site Manager
Superfund Remedial Branch, HW-113
1200 Sixth Avenue
Seattle, Washington 98101

The factual and legal discussions contained in this letter are intended solely for notification and information purposes. They are not intended to be, and cannot be relied upon as, final EPA positions on any matter set forth herein.

If you have legal questions pertaining to this matter, please direct them to Lori Houck, Assistant Regional Counsel, at (206) 553-1115. Technical questions should be directed to Allison Hiltner, Remedial Project Manager, at (206) 553-2140.

Sincerely,



Carol Rushin, Chief
Superfund Remedial Branch

Enclosure

cc: P. Hertzog, Washington Department of Natural Resources
F. Gardner, Washington Department of Ecology
D. Smith, Washington Department of Ecology

R. McMillan, Washington Department of Ecology
 R. Carman, Washington Department of Fisheries
 J. Carleton, Washington Department of Wildlife
 J. Manning, Washington Attorney General
 R. Taylor, National Oceanic and Atmospheric Administration
 C. Mebane, National Oceanic and Atmospheric Administration
 B. Stein, Department of Interior
 D. Frederick, U. S. Fish and Wildlife Service
 R. Malcom, Muckleshoot Tribe
 W. Sullivan, Puyallup Tribe
 H. Um, Tacoma-Pierce County Health Department
 K. Free, Department of Justice
 L. Jones, EPA Office of Waste Programs Enforcement

ENCLOSURE A

**LIST OF POTENTIALLY RESPONSIBLE PARTIES RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREAS
OF THE COMMENCEMENT BAY NEARSHORE/TIDEFLATS
SUPERFUND SITE - JUNE 1993**

Name	Mailing Address	Property(ies) of Concern
AK-WA Shipbuilding	AK-WA Shipbuilding Rocky Becker 401 Alexander Avenue, Building 588 Tacoma, WA 98421	1. 401 Alexander Ave., Bldg 588
Airo Services, Inc.	Airo Services, Inc. Mike Mattingly 4110 East 11th Street Tacoma, WA 98421	1. 4410 East 11th Street
Allen, Barbara	Barbara Allen 5114 Harborview Drive S.W. Tacoma, WA 98422	1. 4124 East 11th Street
Anderson, Mary Jane	Mary Jane Anderson 452 39th Avenue East Seattle, WA 98112	1. 1901 Taylor Way 2. 2000 Taylor Way
ASARCO	ASARCO, Inc. Tom Aldrich P.O. Box 1677 Tacoma, WA 98401-1677	1. 2502 - 2602 Marine View Drive 2. 3502 - 3542 Lincoln Avenue 3. 3009 Taylor Way 4. 3002 Taylor Way 5. 1600 - 1602 Marine View Drive 6. 3701 - 3825 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
B & L Trucking & Construction	c/o Camille Fjetland 1621 Marine View Drive Tacoma, WA 98422	1. 1621 Marine View Drive
Babet Fund III (formerly listed as Babet Financial Company)	Babet Fund III 154 Corral de Tierra Road Salinas, CA 93908	1. 2218 Marine View Drive
Banyan Rail Services	Banyan Rail Services c/o Robert Ervin 7203 104th Street East Puyallup, WA 98373	1. 4124 East 11th Street
Bay Zinc (aka Bay Chemical/ Bay Smelting)	Bay Zinc/Bay Chemical/ Bay Smelting Richard Camp P.O. Box 167 Moxee City, WA 98936	1. 4110 East 11th Street
Bonneville Power Administration	Bonneville Power Administration Ernie Estes 1002 N.E. Holladay Portland, OR 97208	1. 3702 Alexander Avenue
Brazier, John	John Brazier 45 Country Club S.W. Tacoma, WA 98498	1. 1501 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Brazier Forest Industries (formerly listed as Brazier Forest Products)	Brazier Forest Industries Attn: Kent Johnson 701 5th Avenue, #4500 Seattle, WA 98104	1. 1501 Taylor Way
Brown, Boardman	Boardman Brown 700 South Lake Avenue, #221 Pasadena, CA 91106	1. 1901 Taylor Way 2. 2000 Taylor Way
Buffelen Woodworking Company	Buffelen Woodworking Co. Joe Guizzetti P.O. Box 1383 Tacoma, WA 98401	1. 1901 Taylor Way 2. 2000 Taylor Way
Cascade Pole and Lumber Co.	Cascade Pole and Lumber Co. c/o B. Cory McFarland, President 1640 East Marc Tacoma, WA 98421	1. 2502 - 2602 Marine View Drive
Cascade Timber Company	Cascade Timber Company c/o Gary Garrison, President 5224 12th Street East Tacoma, WA 98424	1. 2502 - 2602 Marine View Drive
Cenex Agriculture, Inc.	Cenex Agriculture, Inc. 200 West Mercer St., Suite 305 Seattle, WA 98119	1. 1801 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
City of Tacoma	City of Tacoma Mike Price 2201 Portland Avenue Tacoma, WA 98422	1. Storm drains
City of Tacoma-Public Utilities	City of Tacoma Public Utilities G.S. Karavitis Assistant City Attorney 3628 South 35th Street Tacoma, WA 98411	1. 1200 Taylor Way 2. 1171 Taylor Way 3. 1201 Taylor Way 4. 3536 East 11th Street 5. 3510 East 11th Street
Coski, Bernard	Bernard Coski 5323 12th Street N.E. Tacoma, WA 98422	1. 5403 Pendle Lease Road 2. 4102 East 11th Street 3. 4104-4106 East 11th Street 4. 2505 Marine View Drive 5. 2429 Marine View Drive
Curran, Charles	Charles Curran 4009 Ridge Road West Tacoma, WA 98466	1. 4026 Marine View Drive 2. 4224 Marine View Drive
Dunlap Towing Company	Dunlap Towing Company H.M. Harlan P.O. Box 593 LaConner, WA 98257	1. 3009 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Echo Lumber	Echo Lumber c/o Harry Proud 18817 Canyon Road East Puyallup, WA 98373	1. 3009 Taylor Way
Elf Atochem (formerly Pennwalt)	Elf Atochem c/o Fred Wolf 2901 Taylor Way Tacoma, WA 98401	1. 2901 Taylor Way 2. 3009 Taylor Way
Executive Bark	Executive Bark, Inc. Camille Fjetland 1621 Marine View Drive Tacoma, WA 98422	1. Porter Way, Milton 2. 1621 Marine View Drive
F.O. Fletcher, Inc. (formerly listed as Fletcher Oil Company)	F.O. Fletcher, Inc. Peter Hirschburg 471 N. Curtis Road Boise, ID 83706	1. 709 Alexander Avenue
General Metals, Inc.	General Metals of Tacoma Attn: Keith Gross 1902 Marine View Dr. Tacoma, WA 98422	1. 1870-1902 Marine View Drive 2. 1803-1883 Marine View Drive
ITT Rayonier	ITT Rayonier 18000 International Blvd. #9001 SeaTac, WA 98188-4283	1. 1501 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
J & G Investments	J & G Investments Donald Goodell 1690 Marine View Drive Tacoma, WA 98422	1. 1690 Marine View Drive
Johnson-Beyers, Inc.	Johnson-Beyers, Inc. c/o Goodwin-Johnson 473 Eascot Road West Vancouver, BC CANADA	1. 3009 Taylor Way
Johnson, Judy	Judy Johnson c/o Ron Oline 3819 Taylor Way Tacoma, WA 98422	1. 1940-1950 Marine View Drive
Jones-Goodell Corporation	Jones-Goodell Corp. Dan Goodell 1690 Marine View Drive Tacoma, WA 98422	1. 1690 Marine View Drive
Joseph Simon & Sons	Joseph Simon & Sons c/o Marc Simon, Mark Burley 2202 East River Street Tacoma, WA 98421	1. 1515-1601 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Kaiser Aluminum & Chemical Corp.	Kaiser Aluminum & Chemical Co. Lester M. Rapp 5555 Hilton Avenue, Suite 205 Baton Rouge, LA 70815	1. 3400 Taylor Way 2. 3401 Taylor Way 3. 3601 Taylor Way
Lone Star Industries	Lone Star Industries Northwest James Repman P.O. Box 1730 Seattle, WA 98111	1. 3601 Taylor Way
Louisiana Pacific Corp.	Louisiana Pacific Corp. Bert Krages 111 SW Fifth Avenue Portland, OR 97204	1. 1405 Marine View Drive 2. 1602 Marine View Drive 3. 3701-3825 Taylor Way
Manke Lumber Company, Inc.	Manke Lumber Company, Inc. James Manke 1717 Marine View Drive Tacoma, WA 98422	1. 1730 Marine View Drive 2. 1750 Marine View Drive
May, Annon W.	Annon May 2705 West Day Island Boulevard West Tacoma, WA 98466-1813	1. 3003 Taylor Way
McFarland-Cascade (formerly listed as Cascade Pole)	McFarland Cascade Holdings, Inc. c/o B. Corry McFarland 1640 East Marc Tacoma, WA 98421	1. 2502-2602 Marine View Drive

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Mintercreek Development	Mintercreek Development Donald F. Casad 4224 Waller Road Tacoma, WA 98443	1. 4102 East 11th Street 2. 4104 East 11th Street 3. 4106 East 11th Street
Modutech Marine, Inc.	Modutech Marine, Inc. Carl Swindahl 2218 Marine View Drive Tacoma, WA 98422	1. 2218 Marine View Drive
Murray Pacific Corp.	Murray Pacific Corp. Chuck Shenk 3502 Lincoln Avenue Tacoma, WA 98421-4399	1. 3502 Lincoln Avenue 2. 3542-3548 Lincoln Avenue 3. 2301 Taylor Way 4. 3002 Taylor Way
Nordlund, Norman	Norman Nordlund 1530 Ventura Drive Tacoma, WA 98422	1. 3302 East 11th Street 2. 1621 Taylor Way
Nordlund Boat Company, Inc.	Nordlund Boat Company, Inc. Attn: Paul Nordlund 1621 Taylor Way Tacoma, WA 98421	1. 1622-1630 Marine View Drive 2. 1621 Taylor Way
Nordlund Properties, Inc.	Nordlund Properties, Inc. Attn Gary Nordlund 1621 Taylor Way Tacoma, WA 98421	1. 1622 Marine View Drive

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Occidental Chemical Corporation	Occidental Chemical Corporation c/o Maury Wassman P.O. Box 2157 Tacoma, WA 98401	1. 605 Alexander Avenue
Oline, Donald	Donald Oline P.O. Box 428 Montesano, WA 98563	1. 1851 Alexander Avenue 2. 2224-2228 Marine View Drive
Oline, Ron/Hylebos Marina	Ron Oline Hylebos Marina 3819 Taylor Way Tacoma, WA 98422	1. 1940-1950 Marine View Drive
Olson, Don/Ole & Charlie's High and Dry	Don Olson Ole and Charlie's High and Dry 3568 W. Marginal Way S.W. Seattle, WA 98106	1. 4026 Marine View Drive 2. 4224 Marine View Drive
PRI Northwest, Inc.	PRI Northwest, Inc. c/o George Aoki, PRI Tower P.O. Box 3379 Honolulu, HI 96842	1. 709 Alexander Avenue
Petroleum Reclaiming Services, Inc.	Petroleum Reclaiming Services, Inc. 3003 Taylor Way Tacoma, WA 98421	1. 3003 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Port of Tacoma	Port of Tacoma Leslie Sacha P.O. Box 1837 Tacoma, WA 98401-1837	<ol style="list-style-type: none"> 1. 401 Alexander Avenue 2. 845, 901 Alexander Avenue 3. 1221, 1225 Alexander Avenue 4. 2515 Alexander Avenue 5. 1405 Marine View Drive 6. 1537 Marine View Drive 7. 1602 Marine View Drive 8. 1670 Marine View Drive 9. 1845 Marine View Drive 10. 3002 Taylor Way 11. 3702 Taylor Way 12. 4200 East-West Road 13. 3529 East 11th Street 14. Mouth of Hylebos 15. Head of Hylebos
Portac	Portac c/o Lawrence Brown 2200 First Interstate Building P.O. Box 1157 Tacoma, WA 98401-1157	<ol style="list-style-type: none"> 1. 2901 - 3009 Taylor Way 2. 3002 Taylor Way
Ryder Truck Rental	Ryder Truck Rental c/o Arlene Brummer P.O. Box 020816 Miami, FL 33102-0816	<ol style="list-style-type: none"> 1. 1801 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Seaport Bark Supply	Seaport Bark Supply Sam Jenkins 3542 Lincoln Avenue Tacoma, WA 98401	1. 3542 Lincoln Avenue
SiMetCo (formerly Ohio Ferro-Alloys)	SiMetCo c/o Ronald Lee Cunningham 839 30th Street N.W. Canton, Ohio 44709	2. 3002 Taylor Way
Sound Refining Co.	Sound Refining Co. c/o Charles Durgin, Crysen Corp. P.O. Box 15600 825 Parkcenter Drive Santa Ana, CA 92705	1. 2628, 2638 Marine View Drive 2. 2751 Marine View Drive 3. 2602 Marine View Drive 4. 4102 East 11th Street
SRS Properties	SRS Properties c/o Leslie P. Sussman One Stadium Way, No. 6 Tacoma, WA 98403	1. 1870-1902 Marine View Drive 2. 1803-1883 Marine View Drive
Stone Investments	Stone Investments Donald Oline P.O. Box 428 Montesano, WA 98563	1. 2224-2228 Marine View Drive

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Streich Brothers	Streich Brothers Ron Streich 1650 Marine View Drive Tacoma, WA 98422	1. 1650 Marine View Drive
Sussman, Leslie	Leslie Sussman One Stadium Way No. 6 Tacoma, WA 98403	1. 1870 Marine View Drive 2. 1902 Marine View Drive
Swindahl, Carl	Carl Swindahl 2218 Marine View Drive Tacoma, WA 98422	1. 2218 Marine View Drive
Tacoma Boatbuilding Co., Inc.	Tacoma Boatbuilding Co., Inc. Attn: Ray Nichols 1840 Marine View Drive Tacoma, WA 98422	1. 1840 Marine View Drive 2. 401 Alexander Avenue 3. 901 Alexander Avenue
Taylor Way Properties, Inc.	Taylor Way Properties, Inc. David Sabey 101 Elliott Avenue West Seattle, WA 98119-4230	1. 1501 Taylor Way

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREA - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
USG Interiors	USG Corporation Stan Olesky 125 South Franklin Street Chicago, IL 60606	1. 2301 Taylor Way 2. US Highway 99
U.S. Naval and Marine Corps	Dept. of the Navy c/o Douglas Thelin 3505 NW Anderson Hill Road Silverdale, WA 98383-9130	1. 1100 Alexander Avenue
Wasser-Winters	Wasser Winters c/o Ray D. Winters 64 Port Way P.O. Box 396 Longview, WA 98632	1. 1600-1602 Marine View Drive
Weyerhaeuser Company	Weyerhaeuser Co. c/o John Gross CH - IK29 Tacoma, WA 98477	1. 3401 Taylor Way
Zidell Dismantling	Zidell Dismantling 3121 S.W. Moody Portland, OR 97201	1. 1501 Taylor Way 2. 401 Alexander Avenue

ENCLOSURE B

**LIST OF POTENTIALLY RESPONSIBLE PARTIES NOT RECEIVING SPECIAL NOTICE LETTERS
FOR REMEDIAL DESIGN ACTIVITIES
AT THE HYLEBOS WATERWAY PROBLEM AREAS
OF THE COMMENCEMENT BAY NEARSHORE/TIDEFLATS
SUPERFUND SITE - JUNE 1993**

Name	Mailing Address	Property(ies) of Concern
AOL Express, Inc. (formerly listed as Gateway Consolidators)	AOL Express, Inc. 2000 Taylor Way Tacoma, WA 98421	1. 2000 Taylor Way
Burlington Environmental (formerly listed as Chemical Processors, Inc.)	Burlington Environmental 2203 Airport Way South, Suite 400 Seattle, WA 98134	1. 1500 Taylor Way 2. 1701 Alexander Avenue 3. 1851 Alexander Avenue (Parcel A)
Howard, Donna	c/o Western Superior Structurals Manufacturing 6713 Pacific Highway East Tacoma, WA 98424	1. 6713 Pacific Highway East
Jones Chemicals, Inc.	Jones Chemicals, Inc. Attn: B. Davis 80 Munson Street LeRoy, NY 14482	1. 1919 Marine View Drive
Milgard Manufacturing, Inc.	Milgard Manufacturing, Inc. 1010 54th Avenue East P.O. Box 11368 Tacoma, WA 98411-0368	1. 1010 54th Avenue East

ENCLOSURE B

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
NOT RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREAS - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Nars, Ragnar	Ragnar Nars Superlon Plastic Pipe Co. One Stadium Way N. Tacoma, WA 98403	1. 2116 Taylor Way
Nordberg Auto Body	Nordberg Auto Body Mr. Larry Nordberg, Owner [Address Unknown]	1. 4225 E 11th Street
Northwest Processing, Inc.	CleanCare Corp./NW Processing, Inc. Attn: Russel Bulman P.O. Box 1875 Tacoma WA 98401-1875	1. 1707 Alexander Avenue
Pan Pacific Trading Co.	Pan Pacific Trading Co. c/o Murray Pacific Corp. 3502 Lincoln Avenue Tacoma, WA 98421	1. 3502 Lincoln Avenue 2. 3452 Lincoln Avenue
Pederson Oil	[Address unknown]	1. 1622 Marine View Drive
Poligen Corporation	Poligen Corporation c/o Glen Tegen P.O. Box 817 Tacoma, WA 98401	1. 1701-1707 Alexander Avenue 2. 1800 Alexander Avenue

ENCLOSURE B

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
NOT RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREAS - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Rail & Locomotive Equipment Co.	c/o Joseph Simon & Sons Attn: M. Simon, Mark Burley 2202 East River Street Tacoma, WA 98421	1. 1515 Taylor Way
Solidus Corp.	Solidus Corp. Attn: Glenn Tegen P.O. Box 817 Tacoma, WA 984011	1. 1701 Alexander Avenue 2. 1800 Alexander Avenue 3. 1851 Alexander Avenue
Stracke, Clarence	Clarence Stracke [Address Unknown]	1. 3001 Marine View Drive
Superlon Plastic Pipe Co.	Superlon Plastic Pipe Co. Attn: Ragnar Nars One Stadium Way N. Tacoma, WA 98411	1. 2116 Taylor Way
Vance Lift Truck	Vance Lift Truck 3302 East 11th Street Tacoma, WA 98421	1. 3302 East 11th Street

ENCLOSURE B

**LIST OF POTENTIALLY RESPONSIBLE PARTIES
NOT RECEIVING SPECIAL NOTICE LETTERS
FOR THE HYLEBOS WATERWAY PROBLEM AREAS - JUNE 1993 (continued)**

Name	Mailing Address	Property(ies) of Concern
Western Superior Structural Mfg. (formerly listed as Western Engineering)	Western Superior Structural Attn: Donna Howard 6713 Pacific Highway East Tacoma, WA 98424	1. 6713 Highway East
Wright Marine Towing, Inc.	Wright Marine Towing, Inc. Attn: Richard Wright 2119 78th Street, Court E Tacoma, WA 98403	1. 3906 East 11th Street

ENCLOSURE C

**LIST OF PARTIES NO LONGER CONSIDERED POTENTIALLY RESPONSIBLE PARTIES
FOR THE HYLEBOS WATERWAY PROBLEM AREAS
OF THE COMMENCEMENT BAY NEARSHORE/TIDEFLATS
SUPERFUND SITE - JUNE 1993**

Name	Mailing Address	Property(ies) of Concern
Anderson, Stephen	Stephen Anderson 3140 East 11th Street Tacoma, WA 98421	1. 3140 East 11th Street
Bronger, Ken	Ken's 20 62nd Avenue N.E. Tacoma, WA 98422-4014	1. 2930 Marine View Drive
Dent Doctor, The	The Dent Doctor Attn: James Patterson 2928 Marine View Drive Tacoma, WA 98422	1. 2928 Marine View Drive 2. 4225 East 11th Street
Huke, Robert	Robert Huke 3502 Greenwood Avenue Tacoma, WA 98466	1. 3001 Marine View Drive
Samson Marine of Tacoma	Samson Marine of Tacoma 3402 90th Avenue East Puyallup, WA 98371	1. 4106 East 11th Street

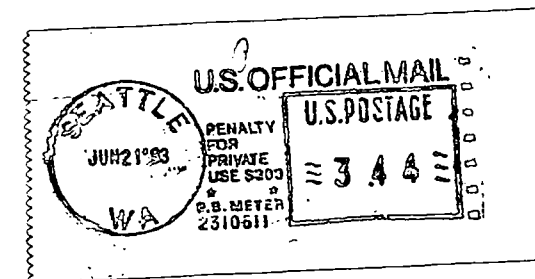
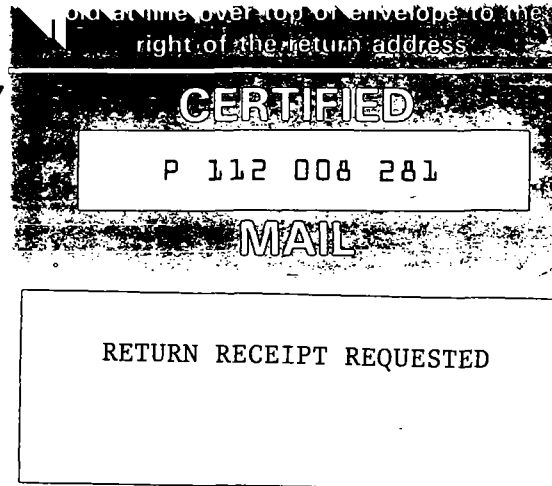
ENCLOSURE C

**LIST OF PARTIES NO LONGER CONSIDERED POTENTIALLY RESPONSIBLE PARTIES
FOR THE HYLEBOS WATERWAY PROBLEM AREAS (continued)**

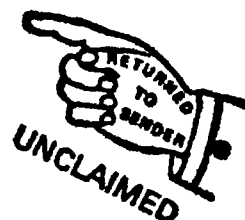
Name	Mailing Address	Property(ies) of Concern
Shell Oil Co.	Shell Oil Co. Two Shell Plaza P.O. Box 2099 Houston, TX 77252	1. 3140 East 11th Street
Washington Department of Natural Resources	Washington Dept. of Natural Resources Division of Aquatic Lands Attn: Ron Teissere P.O. Box 47027 Olympia, WA 98504-7027	1. Hylebos Waterway

ENVIRONMENTAL PROTECTION AGENCY
1200 SIXTH AVENUE
SEATTLE, WA 98101 HW113

AN EQUAL OPPORTUNITY EMPLOYER



FIRST CLASS MAIL



LN
6/27/93

Judy Johnson
c/o Ron Oline
3819 Taylor Way
Tacoma, WA 98422

Date

157 (inverted)

2-25
6-2
2-2

Is your RETURN Addressed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Judy Johnson
c/o Ron Oline
3000 Taylor Way
Tacoma, WA 98422

5. Signature (Addressee)

6. Signature (Agent)

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address

2. ☐ Restricted Delivery

Consult postmaster for fee.

4a. Article Number

P112 008 281

4b. Service Type

☐ Registered

☐ Insured

☒ Certified

☐ COD

☐ Express Mail

☐ Return Receipt for Merchandise

7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.